

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**JAN 11 1995**

Date of filing in State Engineer's Office.....
Returned to applicant for correction.....
Corrected application filed.....
Jan 11, 1995 proposed POD & POU
Map filed under 60768/Apr. 24, 1985
existing POD & POU under 48910

The applicant Newmont Gold Company by Paul Pettit, agent
of PO Box 669 of Carlin
Street and No. or P.O. Box No. City or Town
Nevada 89822 hereby make application for permission to change the
State and Zip Code No.
point of diversion, manner of use, and place of use of a portion
Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under permit 48911
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
identify right in Decree.

1. The source of water is underground: Well TSCS-1
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed .0624 cfs (25 gpm)
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for stockwater (about 2000 head of cattle)
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for mining, milling and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point within the NW quarter of the SE quarter of section 12, T35N, R51E, M.D.B. & M. at a point from which the NE corner of said section 12, bears N 24° 33' E a distance of 3380 feet.
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
6. The existing permitted point of diversion is located within the NW quarter of the SE quarter of section 31, T34N, R52E, M.D.B. & M. at a point from which the NW corner of said section 31 bears N43°55'W a distance of 3926 feet.
If point of diversion is not changed, do not answer.
7. Proposed place of use NW quarter of the SE quarter of said section 12, T35N, R51E, M.D.B. & M.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use Sections 34, 35, and 36, T34N, R51E, M.D.B. & M; sections 1, 2, 3, 10, and 11, T33N, R51E, M.D.B. & M; and section 6, T33N, R52E, M.D.B. & M.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 01 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 01 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) A drilled and cased well equipped with a pump, motor, totalizing flow meter, and a pipeline to the place of use.
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works Ten thousand dollars (\$10,000.00)
13. Estimated time required to construct works One year

14. Estimated time required to complete the application of water to beneficial use five years.

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

This application is submitted to permanently replace temporary stock water
permit 59850T, which expires July 6, 1995.

Compared sm/jk jr/bk

By s/ Paul M. Pettit
P.O. Box 669
Carlin, NV 89822

Protested _____

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 48911 is issued subject to the terms and conditions imposed in said Permit 48911 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0625 cubic feet per second, or sufficient to water 2,000 head of cattle but not to exceed 45.25 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before January 3, 1996
 Proof of completion of work shall be filed before February 3, 1996
 Application of water to beneficial use shall be made on or before January 3, 1997
 Proof of the application of water to beneficial use shall be filed on or before February 3, 1997
 Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed FEB 29 1996

Proof of beneficial use filed FEB 25 2004

Cultural map filed _____

Certificate No. 16348 Issued JUN 21 2004

IN TESTIMONY WHEREOF, R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my
 office, this 20th day of July

A.D. 1995

Richard L. Turnipseed, P.E.
 State Engineer